

ORIGINAL



Roy P. Farwell
General Attorney

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January 6, 2006

Illinois Commerce Commission
RAIL SAFETY SECTION

Mr. Dave Lazarides
Acting Program Manager
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

RE: **Williamson County, Illinois; Williamson Energy LLC; and Williamson
Transportation LLC v. Illinois Department of Transportation
ICC No. T05-0058**

Dear Mr. Lazarides:

Union Pacific Railroad is not a named party to this proceeding but has been sent copies of the pleadings. Union Pacific does not even know at this point whether it will be expected to own or operate on any of the trackage proposed to be built by Petitioners. Petitioners may choose to have ownership and or operations handled by a short line railroad. These topics are expected to be the subject of negotiations between Union Pacific and Petitioners, which have not yet occurred.

However, Union Pacific does not want its silence to be considered an affirmation of Petitioners' amended petition and submits this letter so that its position is clear with respect to the new public grade crossings sought by Petitioners. If Petitioners intend that Union Pacific accept ownership of or operate trains over all or any portion of the track that crosses public road crossings, Union Pacific would be reluctant to do so unless all new public grade crossings on that portion of the tracks were equipped with automatic flashing lights and gates from the outset.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Roy P. Farwell".

Roy P. Farwell

RPF/as

cc: Mr. Victor A. Modeer
Ms. Ellen J. Schanzle-Haskins
Mr. Michael Barron
Mr. James Kvedaras
Mr. James Webb
Mr. John H. Doeringer

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